IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL, CIVIL JURISDICTION

NOTCE OF MOTION NO.390 OF 2005
IN
WRIT PETITION NO.2557 of 2004

Jayraj Chhotelal Arya ..Petitioner

Vs.

The Municipal Corporation

of Greater Mumbai,. ..Respondents

None for the petitioner
Mrs. A.K. Savla, for the Respondents

CORAM: F.I. REBELLO &
ANOOP V. MOHTA, JJ.
DATE: 1ST DECEMBER, 2006

P.C.

. When the matter is called out none present for the petitioner. By the present Motion the petitioner seeks police protection for repairs/construction of a shop. From the order passed in the appeal on October 14, 2004 we find that the petition has been disposed off. Secondly the only direction issued was to permit the petitioner to recostruct/repair the Pitch No.23 in accordance with law. The pensioner had filed Civil Suit which was decreed. The course open to the petitioner is either to apply for execution of the decree or for execution of the order of this Court. The present motion is not maintainable as has been filed without application of mind. Hence Motion dismissed with costs quantified at Rs.2,000/- to be paid by the petitioner to the Corporation.

(**F.I. REBELLO, J)**

(**ANOOP V. MOHTA J).**